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| FORM PTO-1390 OFFICE (Modified) | | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK | | ATTORNEY'S DOCKET NUMBER 32860-001013/US |
| TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371 | | U.S. APPLICATION NO. (If known, see 37 CFR 1.5) 10/572561 | | EXPRESS MAIL LABEL NO. |
| INTERNATIONAL APPLICATION NO. | INTERNATIONAL FILING DATE | PRIORITY DATE CLAIMED | | |
| PCT/EP2004/008823 | August 6, 2004 | September 19, 2003 | | |
| TITLE OF INVENTION LARGE-CAPACITY VEHICLE FOR TRANSPORTING PEOPLE, ESPECIALLY A RAIL VEHICLE, COMPRISING CARRIAGES THAT ARE CONNECTED IN AN ARTICULATED MANNER | | | | |
| APPLICANT(S) FOR DO/EO/US Volker ALBERT, Paul BERNARD, and Dirk SCHILLINGS | | | | |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: | | | | |
| <p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39 (1).</p> <p>4. <input checked="" type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) WO 2005/037621 A1 <ul style="list-style-type: none"> a. <input checked="" type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> has been transmitted by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). </p> <p>6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ul style="list-style-type: none"> a. <input checked="" type="checkbox"/> is transmitted herewith. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4) </p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)). <ul style="list-style-type: none"> a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> have been transmitted by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. </p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p> | | | | |
| Items 11. to 20. below concern document(s) or information included: | | | | |
| <p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98-1449, International Search Report (PCT/ISA/210), German Translation Aid, and PTO Form 1449 with Nine (9) References</p> <p>12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A FIRST preliminary amendment.</p> <p>14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment.</p> <p>15. <input checked="" type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input checked="" type="checkbox"/> Other items or information: Formal Drawings (4 sheets), Written Opinion, Amended Letter w/ Amended Sheet (Art. 34)</p> | | | | |

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| U.S. APPLICATION NO (if known, see 37 CFR 1.5) 10/572561 NEW APPLICATION | | INTERNATIONAL APPLICATION NO PCT/EP2004/008823 | ATTORNEY'S DOCKET NUMBER 32860-001013/US |
| 21. <input checked="" type="checkbox"/> The following fees are submitted: | | CALCULATIONS PTO USE ONLY | |
| PCT FEES – NATIONAL STAGE: | | | |
| <u>Fee Code</u> | <u>Description</u> | <u>Fee</u> | |
| 1631 | Basic National Stage Fee..... | \$300.00 | |
| 1632 | National Stage Search Fee..... | \$400.00 | |
| 1633 | National Stage Examination Fee..... | \$200.00 | |
| ENTER APPROPRIATE FEE AMOUNT = | | | \$ 900.00 |
| Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 Months from the earliest claimed priority date (37 CFR 1.492(e)). | | | \$ _____ |
| PAGES | PAGES FILED | EXTRA PAGES FILED IN 50 PAGE SEGMENTS | RATE |
| Total Pages | <u>11 - 100 = 0</u> | 0 | X \$ 0.00 |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE |
| Total Claims | <u>16 - 20 =</u> | 0 | X 50.00 \$ 0.00 |
| Independent Claims | <u>1 - 3 =</u> | 0 | X 200.00 \$ 0.00 |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable) _____ | | | + 360.00 \$ 0.00 |
| TOTAL OF ABOVE CALCULATIONS = | | | \$ 900.00 |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. | | | \$ _____ |
| SUBTOTAL = | | | \$ 900.00 |
| Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 Months from the earliest claimed priority date (37 CFR 1.492(f)). | | | \$ _____ |
| TOTAL NATIONAL FEE = | | | \$ 900.00 |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property + | | | \$ 40.00 |
| TOTAL FEES ENCLOSED = | | | \$ 940.00 |
| | | | Amount to be: refunded \$ _____ |
| | | | charged \$ _____ |
| <p>a. <input checked="" type="checkbox"/> A check in the amount of \$940.00 to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. 08-0750 in the amount of \$ _____ to cover the above fees. A triplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>08-0750</u>.</p> | | | |
| NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status. | | | |
| Send all correspondence to: Harness, Dickey & Pierce, P.L.C – Customer No. 30596 Post Office Box 8910 Reston, Virginia 20195 | | | |
| Date: March 17, 2006 By  Donald J. Daley, #34,313 | | | |
| DJD:smk | | | |

17 MAR 2006

New National Phase Application
Docket No. 32860-0001013/US

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicants: Volker ALBERT et al.

Int'l Application No.: PCT/EP2004/008823

Application No.: **NEW APPLICATION**

Filed: March 17, 2006

For: **LARGE-CAPACITY VEHICLE FOR TRANSPORTING PEOPLE, ESPECIALLY A RAIL VEHICLE, COMPRISING CARRIAGES THAT ARE CONNECTED IN AN ARTICULATED MANNER**

LETTER

Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314
Mail Stop PCT

MARCH 17, 2006

Sir:

Amended sheets are attached hereto (which correspond to Article 34 amendments or to claims attached to the International Preliminary Examination Report), as required by 35 U.S.C. § 371(c)(3). The Article 34 amended sheets are incorporated in the included substitute specification and Preliminary Amendment.

Respectfully submitted,

HARNESS, DICKEY & PIERCE, P.L.C.

By: 
Donald J. Daley, Reg. No. 34,313

DJD:smk

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